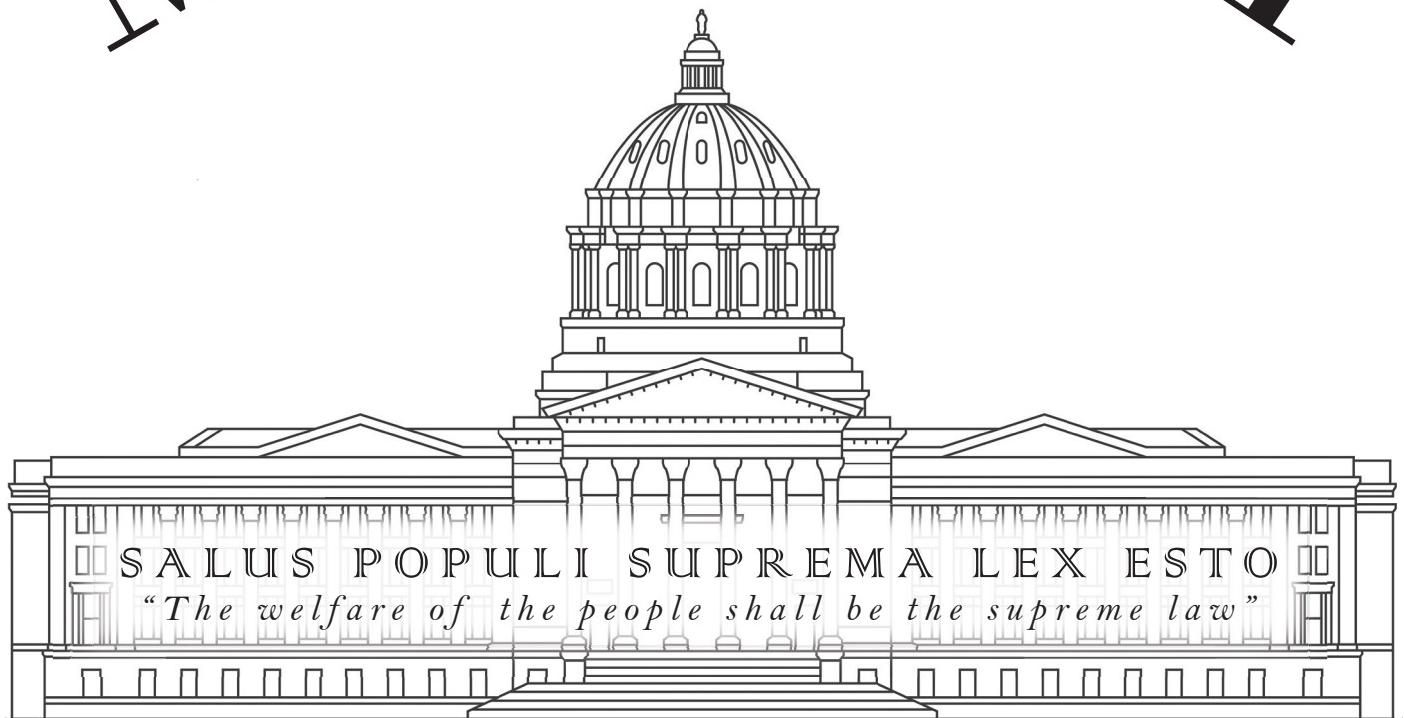


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April 3, 2023

# MISSOURI



# REGISTER

John R. Ashcroft  Secretary of State

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# MISSOURI REGISTER



April 3, 2023

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July 3, 2023	August 1, 2023	August 31, 2023	September 30, 2023
July 17, 2023	August 15, 2023	August 31, 2023	September 30, 2023

Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please see the website at [sos.mo.gov/adrules/pubsched](http://sos.mo.gov/adrules/pubsched).

## HOW TO CITE RULES AND RSMO

### RULES

The rules are codified in the *Code of State Regulations* in this system—

Title	CSR	Division	Chapter	Rule
3 Department	Code of State Regulations	10- Agency division	4 General area regulated	115 Specific area regulated

and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation; for example, 3 CSR 10-4.115, NOT Rule 10-4.115.

Citations of RSMo are to the *Missouri Revised Statutes* as of the date indicated.

### ***Code and Register on the Internet***

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These websites contain rulemakings and regulations as they appear in the *Code and Registers*.

The text of proposed rules and changes will appear under this heading. A notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This explanation is set out in the PURPOSE section of each rule. A citation of the legal authority to make rules is also required, and appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules that are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close-of-comments date will be used as the beginning day in the ninety- (90-) day count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice, file a new notice of proposed rulemaking, and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

**Boldface text indicates new matter.**

[Bracketed text indicates matter being deleted.]

## TITLE 1 – OFFICE OF ADMINISTRATION Division 35 – Division of Facilities Management Chapter 2 – Leasing

### PROPOSED AMENDMENT

**1 CSR 35-2.060 Leases of Excess Property to Governmental and Private Entities.** The division is removing sections (1)-(5) and adding new sections (1)-(7).

**PURPOSE:** *This proposed amendment is intended to clarify the responsibilities and authority of the Office of Administration, Division of Facilities Management, Design and Construction, and other state agencies for leasing of state-owned property. This proposed amendment is also intended to update the regulation and to provide more flexibility when leasing state-owned property.*

**[(1) Definitions. As used in this rule 1 CSR 35-2.060—**

**(A) “DFM” means the Office of Administration, Division of Fa-**

cilities Management;

**(B) “Holding agency” means the governmental unit, which is the primary occupant of a facility that is controlled by the state of Missouri and contains excess property;**

**(C) “Excess property” means that portion of a parcel of improved or unimproved real property controlled by the state of Missouri, which is temporarily vacant or is not fully utilized by the holding agency; and**

**(D) “Lessee” means the state agency or private entity, which occupies excess property which it leases from the state of Missouri or from the holding agency.**

**(2) Inventory of Property.** Each holding agency shall annually report its excess property to DFM, by updating its Land and Building System (LABS) report from the preceding year.

**(3) Leases of Property to Other State Agencies.** DFM shall collect information about excess property and distribute information about such property to other state agencies, and shall attempt to utilize such property to satisfy space requirements of the agencies before considering the acquisition of additional space.

**(4) Leases of Property to Non-State Entities.**

**(A) DFM may lease to non-state entities excess property, which cannot be effectively utilized by state agencies. DFM shall give preference in such leases to those organizations, which provide services that are related to the programs of a state agency.**

**(B) Each holding agency shall retain daily control over space assigned to it, but shall not commit such property to a non-state organization without first obtaining written approval from the commissioner of administration.**

**(5) Miscellaneous Terms for Leases to State and Non-State Agencies.**

**(A) The lessee shall pay rent for the use of excess property at its fair market value, as determined by the amount paid by state agencies for the rental of similar properties, unless the commissioner of administration determines that reducing or waiving the rental payments produces a clear benefit to the state.**

**(B) Leases of excess property shall be awarded to the bidder who submits the highest and best bid in response to a publicly advertised solicitation for bids or through competitive proposals if the commissioner of administration determines that publicly advertised bidding is not practical or not advantageous or is not in the best interest of the state because of the holding agency's need to provide space to an entity performing services closely related to and important to the holding agency's mission.**

**(C) DFM shall resolve any disputes between the holding agency and the lessee.**

**(D) Other terms of the lease agreements shall be determined by DFM.**

**(E) All agreements for the lease of state-controlled real property shall be signed by both the commissioner of administration and the director of DFM or their designees.]**

**(1) Definitions. As used in this rule, 1 CSR 35-2.060 –**

**(A) “FMDC” means the Office of Administration, Division of Facilities Management, Design and Construction;**

**(B) “State-owned property” means real property, either improved or unimproved, that is owned by the state of Missouri and vested in the governor. This does not include property owned or possessed by the State Highways and Transportation Commission, Conservation Commission, Department of Natural Resources, the University of Missouri, or other institutions of higher education;**

**(C) “Excess property” means state-owned property that is vacant or not fully utilized and not capable of being effec-**

- tively utilized by any consolidated state agency;
- (D) "Holding agency" means a consolidated state agency that is or was an occupant of excess property;
- (E) "Non-state entity" means a private entity or governmental entity that is not part of the three (3) primary branches of state government;
- (F) "Consolidated state agency" means an organizational unit of the primary branches of state government without legal authority to engage in leasing real estate transactions; and
- (G) "Non-consolidated state agency" means an organizational unit of the primary branches of state government with its own legal authority to engage in leasing real estate transactions.

(2) The commissioner of administration is the exclusive representative of the state of Missouri in all leasing transactions involving state-owned property. No consolidated state agency shall lease state-owned property to any non-consolidated state agency or to any non-state entity nor encumber state-owned property nor obligate the state of Missouri in any real estate leasing transaction in any form. Consolidated state agencies shall not authorize nor allow any other state agency (consolidated or non-consolidated) or non-state entity to possess or occupy state-owned property assigned to it without approval of the commissioner of administration.

(3) FMDC shall act as the designee of the commissioner of administration in all matters involving the leasing of real estate, unless otherwise directed by the commissioner.

(4) When FMDC becomes aware that state-owned property is vacant or under-utilized by a holding agency, FMDC will determine if such state-owned property may satisfy space needs of other consolidated state agencies. If FMDC determines that a state-owned property cannot be effectively utilized by any consolidated state agency, FMDC may make a determination that such property is excess property and offer such property for lease to non-consolidated state agencies or to non-state entities.

**(5) Leases of Property to Non-Consolidated State Agencies.**

(A) FMDC may lease state-owned property to non-consolidated state agencies on terms FMDC deems appropriate.

**(6) Leases of Property to Non-State Entities.**

(A) In leasing excess property to non-state entities, FMDC shall give preference to organizations that provide services related to the programs of a state agency or to the functions and objectives of state government.

(B) A non-state entity shall pay rent for the leasing of excess property from the state of Missouri at fair market value unless the commissioner of administration determines that reducing or waiving the rental payments is in the best interests of the state of Missouri and is for a public purpose.

(C) Leases of excess property shall be awarded by FMDC to the bidder or offeror who submits the highest and best bid or proposal in response to a publicly advertised invitation for bids or request for proposals; however, the commissioner of administration may waive the requirement for competitive bidding or proposals if the commissioner determines that it is in the best interest of the state to directly negotiate a lease with a non-state entity.

(D) The terms of any lease agreement (other than rent)

with any non-state entity shall be determined by FMDC in its discretion.

(7) All agreements for the lease of state-owned real property to a non-consolidated state agency or to a non-state entity shall be signed by the commissioner of administration and the director of FMDC.

*AUTHORITY:* sections 34.030 and 37.005, RSMo Supp. [2021] 2022. Original rule filed April 15, 1998, effective Nov. 30, 1998. Amended: Filed Feb. 17, 2023.

*PUBLIC COST:* This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment at Harry S Truman State Office Building, Room 430, PO Box 809, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**TITLE 10 – DEPARTMENT OF NATURAL RESOURCES**  
**Division 20 – Clean Water Commission**  
**Chapter 7 – Water Quality**

**PROPOSED AMENDMENT**

**10 CSR 20-7.015 Effluent Regulations.** The department is amending section (4) and subsections (1)(A), (1)(B), (3)(C), (9)(A), (9)(B), and (9)(D).

*PURPOSE:* This amendment modifies the definition of losing streams for consistency with 10 CSR 20-7.031, directly incorporates language regarding permitting activities related to losing streams previously located in 10 CSR 20-7.031, incorporates requirements for water reuse discharges, and adds statewide nutrient reduction requirements for point sources that typically discharge nutrients and have design flows greater than 1,000,000 gallons per day; these total phosphorus nutrient reductions are neither water quality based effluent limits nor technology based effluent limits.

(1) Designations of Waters of the State.

(A) Definitions.

1. Acute Toxicity Test – a test used to determine the concentration of an effluent that causes an adverse effect (usually death) in a group of test organisms during a short-term exposure.

2. Allowable Effluent Concentration – the concentration of a toxicant or the parameter toxicity in the receiving water after mixing, sometimes referred to as the receiving water concentration or the in-stream waste concentration.

3. Chronic Toxicity Test – [A] a short-term test, usually ninety-six (96) hours or longer in duration, in which sub-[ ] lethal effects such as reduced growth or reproduction rates are measured in addition to lethality.

4. Nutrient Credit – an actual reduction in discharges of nutrients in pounds that is greater than the reduction required by law or permit conditions, including a non-point source installing best management practices, and which can be sold or purchased or aggregated between multiple

**facilities under common ownership or operational control, and used to achieve compliance with the nutrient target reductions.**

[4.]5. Representative [s]Sample – a small quantity whose characteristics represent the nature and volume of the whole as described in 40 CFR Part 122.48, September 26, 1984, as published by the Office of the Federal Register, National Archives and Records Administration, 700 Pennsylvania Avenue, Washington, DC 20408, which is hereby incorporated by reference and does not include later amendments or additions.

[5.]6. Toxic Unit – a measure of effluent toxicity generally expressed as acute toxicity unit or chronic toxicity unit. The larger the toxicity unit, the greater the toxicity.

[6.]7. Toxic Unit-Acute – one-hundred (100) times the reciprocal of the effluent concentration that causes fifty percent (50%) of the organisms to die in an acute toxicity test.

[7.]8. Toxic Unit-Chronic – one-hundred (100) divided by either the highest effluent concentration that causes no observable effect on the test organisms or the inhibition concentration (IC<sub>25</sub>) causing a twenty-five percent (25%) or more reduction in the reproduction or growth of the test organisms in a chronic toxicity test.

(B) For the purpose of this rule, the waters of the state are divided into the following categories:

1. The Missouri and Mississippi Rivers (section (2) of this rule);

2. Lakes and reservoirs, including natural lakes and any impoundments created by the construction of a dam across any waterway or watershed. An impoundment designed for or used as a disposal site for tailings or sediment from a mine or mill shall be considered a wastewater treatment device and not a lake or reservoir. Releases to lakes and reservoirs include discharges into streams one-half (1/2) stream mile (.80 km) before the stream enters the lake as measured to its conservation pool (section (3) of this rule);

3. A losing stream is a stream which distributes thirty percent (30%) or more of its flow through natural processes such as through permeable geologic materials into a bedrock aquifer within two (2) miles flow distance downstream of an existing or proposed discharge. Flow measurements to determine percentage of water loss must be corrected to approximate the seven- (7-) day Q<sub>10</sub> stream flow. If a stream bed or drainage way has an intermittent flow or a flow insufficient to measure in accordance with this rule, it may be determined to be a losing stream on the basis of channel development, valley configuration, vegetation development, dye tracing studies, bedrock characteristics, geographical data, and other geological factors. Only discharges which in the opinion of the Missouri Department of Natural Resources (department) reach the losing section and which occur within two (2) miles upstream of the losing section of the stream shall be considered releases to a losing stream. [*A list of known losing streams is available in the Water Quality Standards, 10 CSR 20-7.031 Table J—Losing Streams.*] Losing streams are defined in 10 CSR 20-2.010(40). Other streams may be determined to be losing by the department (section (4) of this rule);

4. Metropolitan no-discharge streams. These streams and the limitations on discharging to them are listed in Table F of 10 CSR 20-7.031 Water Quality Standards;

5. Special streams – Outstanding National Resource Waters and Outstanding State Resource Waters, as listed in Tables D and E of 10 CSR 20-7.031 (section (6) of this rule);

6. Subsurface waters in aquifers (section (7) of this rule); and

7. All other waters except as noted in paragraphs (1)(B)1.–6.

of this rule (section (8) of this rule).

**(3) Effluent Limitations for the Lakes and Reservoirs.**

(C) For lakes designated in 10 CSR 20-7.031 as L1, which are primarily used for public drinking water supplies, there will be no discharge into the watersheds above these lakes from domestic or industrial wastewater sources regulated by these rules.

1. Discharges from potable water treatment plants, such as filter wash, may be permitted.

2. Separate storm sewers will be permitted, but only for the transmission of storm water.

3. **Discharges directly to L1 lakes for the purposes of water reuse and drought mitigation may be permitted if the discharge pollutant concentrations do not exceed the following limitations:**

A. Ten milligrams per liter (10 mg/L) as a monthly average and fifteen milligrams per liter (15 mg/L) as a daily maximum of BOD<sub>5</sub>;

B. Fifteen milligrams per liter (15 mg/L) as a monthly average and twenty milligrams per liter (20 mg/L) as a daily maximum of TSS;

C. pH shall be maintained in the range from six to nine (6.0–9.0) standard units;

D. One hundred twenty-six (126) colony forming units per one hundred (100) ml (year round) of E. coli;

E. Eight milligrams per liter (8 mg/L) as an annual average of total nitrogen;

F. Five-tenths milligrams per liter (0.5 mg/L) as an annual average of total phosphorus; and

G. Domestic and industrial point source discharges must ensure that toxic and bioaccumulative pollutants are not discharged at levels above the drinking water supply (DWS) criteria found in Table A1 of 10 CSR 20-7.031.

4. Discharges permitted prior to the effective date of this requirement may continue to discharge so long as the discharge remains in compliance with its operating permit.

**(4) Losing Stream Determinations and Effluent Limitations for Losing Streams.**

(A) The department may make losing stream determinations at any time, typically during review of the first application for discharge to a specific water or location within a watershed.

(B) The department shall process permit applications and other requests for approval in accordance with any existing losing stream determinations.

(C) For purposes of applying for any permit or other approval, any stream segment within one (1) mile upstream of a known losing stream segment is presumed to be also losing unless rebutted by a specific geologic evaluation that concludes the stream segment is not losing.

(D) Existing facilities operating under a state operating permit and new facilities being constructed under a construction permit within one (1) mile upstream of a known stream segment subsequently determined to be losing will be allowed to continue in operation at permitted or approved effluent limits for a period of time not to exceed the design life of the facility or twenty (20) years from the original construction completion, whichever is less, provided the facility is in compliance with its effluent limits and remains in compliance with those limits, and if neither of the following conditions is present:

1. The discharge from such a facility can be eliminated by connection to a locally available facility, in which case the facility shall connect and eliminate its dis-

**charge within three (3) years of the losing stream determination. A local facility shall be considered available if that facility or an interceptor has capacity to accept the additional flow and is within two thousand (2,000) feet or a distance deemed feasible by the department; and**

**2. The discharge from such a facility is shown to cause pollution of groundwater, in which case the facility shall be upgraded to appropriate effluent standards within three (3) years.**

**(E) The department shall process any additional permits or approvals for increased treatment plant design capacity in accordance with the most recent losing stream determination. No additional permits or approvals for any facilities shall be construed as lengthening the time for compliance with losing stream effluent limitations as established in subsection (4)(D) of this rule.**

**[(A)](F)** Prior to discharging to a losing stream, alternatives such as relocating the discharge to a gaining stream[,] and connection to a regional wastewater treatment facility must be evaluated and determined to be unacceptable for environmental and/or economic reasons.

**[(B)](G)** In addition to the requirements of section (9) of this rule, each permit for a discharge from a wastewater treatment facility to a losing stream[,] shall be written using the limitations contained in subsections **[(4)(B) and (C)] (4)(G) and (H)** of this rule in accordance with any applicable compliance schedule. Discharges from private wastewater treatment facilities which receive primarily domestic waste, industrial sources that treat influents containing significant amounts of organic loading, or POTWs permitted under this section shall undergo treatment sufficient to conform to the following limitations:

1. BOD<sub>5</sub> equal to or less than a monthly average of ten milligrams per liter (10 mg/L) and a weekly average of fifteen milligrams per liter (15 mg/L);

2. TSS equal to or less than a monthly average of fifteen milligrams per liter (15 mg/L) and a weekly average of twenty milligrams per liter (20 mg/L);

3. pH shall be maintained in the range from six to nine (6–9) standard units in accordance with 40 CFR 133.102 "Secondary Treatment Regulation," October 16, 1984, as published by the Office of the Federal Register, National Archives and Records Administration, 700 Pennsylvania Avenue, Washington, DC 20408, which is hereby incorporated by reference and does not include later amendments or additions;

4. All chlorinated effluent discharges to losing streams or within two (2) stream miles flow distance upstream of a losing stream shall also be dechlorinated prior to discharge;

5. When the wastewater treatment process causes nitrification which affects the BOD<sub>5</sub> reading, the permittee can petition the department to substitute carbonaceous BOD<sub>5</sub> in lieu of regular BOD<sub>5</sub> testing. If the department concurs that nitrification is occurring, the department will set a carbonaceous BOD<sub>5</sub> at five milligrams per liter (5 mg/L) less than the regular BOD<sub>5</sub> in the operating permit; and

6. For situations in which nitrates in a discharge can be reasonably expected to impact specific drinking water wells, the concentration of nitrates in the discharge shall be limited to an average monthly limit **[of] equal to or less than** ten milligrams per liter (10 mg/L) as nitrogen and a maximum daily limit of twenty milligrams per liter (20 mg/L). Applicants may conduct a study in the same manner as the Missouri Risk-Based Corrective Action Technical Guidance, published in 2006, to determine if nitrate limits are necessary to protect groundwater. In such cases, applicants shall submit a study plan for approval prior to the study[,] and submit all findings as part of

their permit application.

**[(C)](H) Monitoring Requirements.**

1. The department will develop a wastewater and sludge sampling program based on design flow and other site-specific factors. Sampling frequency shall not exceed once per day.

A. The department may establish less frequent sampling requirements for point sources that produce an effluent that does not exhibit high variability and consistently complies with the applicable effluent limit[; and].

B. Sludge samples will be established in the permit.

2. Unless otherwise specified in the operating permit, sample types shall be[;—

A. Grab samples for lagoons and recirculating media beds;

B. Twenty-four- (24-) hour composite samples for mechanical plants; and

C. Sludge samples shall be grab samples unless otherwise specified in the operating permit.

3. The monitoring frequency and sample types stated in paragraphs **[(4)(C)1. through 2.] (4)(H)1. through 2.** of this rule are minimum requirements.

**(9) General Conditions.**

**(A) Establishing Effluent Limitations.** Unless a formal variance from water quality standards **[have] has** been approved by the Clean Water Commission and the U.S. Environmental Protection Agency, operating permits issued under 10 CSR 20-6.010(7) shall include, if applicable, the most protective limits set forth as follows:

1. Technology-based effluent limits and standards based on specific requirements under sections (2) through (8) of this rule;

2. Water quality-based effluent limits based on a waste load allocation in accordance with federal regulations (40 CFR 122.44(d)(1)), which would address pollutants that have a reasonable potential to cause or contribute to an excursion above Water Quality Standards established in 10 CSR 20-7.031.

A. Local effluent and receiving water data may be used to develop site specific effluent limits provided the department determines that this data is representative and 10 CSR 7.031 provides for their development[;].

B. Water quality-based effluent limitations incorporating mixing zones and zones of initial dilution as provided for in 10 CSR 20-7.031(5)(A)4.B. may be based on stream flows other than critical low-flow conditions, if the following conditions are met:

(I) The limits are protective of critical low-flow conditions, as well as higher flow conditions; and

(II) The permit shall require in-stream flow measurements and methods to determine compliance;

3. Effluent limit guidelines or standards that have been federally promulgated under Sections 301, 304, 306, 307, 318, and 405 of the Clean Water Act and case-by-case determinations of technology-based effluent limitations under section 402(a)(1) of the Clean Water Act;

4. Effluent limits for discharges subject to a **total maximum daily load** (TMDL) necessary to achieve water quality standards, including permit limits in lieu of a TMDL. Permit limitations consistent with the requirements and assumptions of an approved waste load allocation within a TMDL shall be placed in permits as needed. Permits may include schedules of compliance and, if developed, follow TMDL implementation plans, adaptive management approaches, or other flexibilities so long as they are allowed by federal regulation. The department may reopen existing permits to implement TMDL requirements;

5. Effluent limits that are developed through the antidegradation review process, provided there is reasonable potential to exceed these limits; *[and]*

6. Effluent *[Limits]* limits that are required as a result of legal agreements between dischargers and the department or the Clean Water Commission, or as otherwise required or allowed by law~~;~~; *[and]*

**7. Compliance with permit limits established in accordance with sections (2), (4), and (6) and paragraph (9)(B)2. of this rule can be achieved through nutrient trading.**

(B) Bacteria and Statewide Nutrient Limits. Operating *[P]* permits as required under 10 CSR 20-6.010(7) shall include, if applicable, the following bacteria and nutrient limits:

1. Bacteria. The following water quality *Escherichia coli* (*E. coli*) discharge limits apply:

A. Discharges to stream segments designated in Table H of 10 CSR 20-7.031 for whole body contact recreation and secondary contact recreation shall not exceed the water quality *E. coli* counts established in subsection (5)(C) of 10 CSR 20-7.031;

B. Discharges to lakes designated as whole body contact recreational or secondary contact recreational in Table G of 10 CSR 20-7.031 shall not exceed the water quality *E. coli* counts established in subsection (5)(C) of 10 CSR 20-7.031;

C. Discharges located within two (2) miles upstream of stream segments or lakes designated for whole body contact recreational or secondary contact recreational in Tables H and G of 10 CSR 20-7.031 shall not exceed the water quality *E. coli* counts established in subsection (5)(C) of 10 CSR 20-7.031 for the receiving stream segment or lake designated for those uses;

D. *E. coli* limits. During the recreation season, discharges to waters designated for whole body contact "A" as defined in part (1)(C)2.A.(I) of 10 CSR 20-7.031 shall be limited to one hundred twenty-six (126) colony forming units per one hundred (100) milliliters (ml) expressed as a monthly geometric mean for POTWs and non-POTWs. During the recreation season, discharges to waters designated for whole body contact "B" as defined in part (1)(C)2.A.(II) of 10 CSR 20-7.031 shall be limited to two hundred six (206) colony forming units per one hundred (100) ml expressed as a monthly geometric mean for POTWs and non-POTWs. During the recreation season, discharges to waters designated for secondary contact recreational as defined in subparagraph (1)(C)2.B. of 10 CSR 20-7.031 shall be limited to one thousand one hundred thirty-four (1,134) colony forming units per one hundred (100) ml expressed as a monthly geometric mean for POTWs and non-POTWs. For the entire calendar year, discharges to waters that are defined by paragraph (1)(B)3. of this rule as losing streams shall be limited to one hundred twenty-six (126) colony forming units per one hundred (100) ml expressed as a daily maximum;

E. Short-term *E. coli* limits. Short-term effluent limitations shall be expressed as a daily maximum for non-POTWs and as a weekly geometric mean for POTWs. Short-term effluent limitations for discharges to waters designated for whole body contact "A" and "B" as well as those designated for secondary contact recreation shall be derived by multiplying the monthly geometric mean effluent limitations identified in *[f](9)(B)D.] (9)(B)1.D.* of this rule by a factor of five (5), except that alternative multipliers may be utilized to calculate short-term *E. coli* limitations when proposed and incorporated into permits. At no time shall using alternative multipliers in short-term effluent limitations cause or contribute to an excursion of the in-stream water quality criteria~~;~~;

F. As an alternative to the limits prescribed in subparagraphs (9)(B)1.A. through E. of this rule, the department may allow permit applicants to conduct a study to develop *E. coli* limits that reflect pathogen decay. Prior to conducting this

study applicants shall submit a quality assurance project plan for approval prior to the study, and submit all findings as part of their permit application; and

G. Notwithstanding the bacteria limits prescribed in subparagraphs *[f](9)(1)] (9)(B)1.A.* through F. of this rule, discharges to losing streams shall be considered in compliance so long as no more than ten (10) percent of samples exceed one hundred twenty-six (126) colony forming units per one hundred (100) ml daily maximum;

2. *[Nutrients. Reserved for Statewide Nutrient Effluent Limits.]* Nutrient reduction targets and trading. This rule establishes nutrient reduction targets implementing part of the Missouri Nutrient Loss Reduction Strategy to contribute to a statewide reduction in total phosphorus.

A. Total phosphorus. The following total phosphorus target reduction levels apply to all domestic point sources with a design flow of greater than or equal to 1,000,000 gallons per day (MGD) and all industrial facilities categorized as major that typically discharge phosphorus in their industrial wastewater, except for point sources subject to total phosphorus effluent limitations identified in subsections (3)(E) and (3)(F) or paragraphs (9)(A)4. and 5. of this rule or where a more stringent limit has been established in accordance with other provisions of this rule, and shall be implemented as follows:

(I) Total phosphorus target level of one milligrams per liter (1.0 mg/L), as an annual average; or

(II) Total phosphorus annual mass loading target level equal to one milligram per liter (1.0 mg/L) based on the design flow. Combined sewer systems may request alternative considerations or calculations, if approved in an operating permit; or

(III) An overall reduction of total phosphorus from influent to effluent by seventy-five percent (75%) based on a one- (1-) time calculation of two (2) years of representative monitoring or process influent and effluent data; or

(IV) An overall reduction of annual load of total phosphorus discharged by seventy-five percent (75%) based on a one- (1-) time calculation of adequately representative effluent data; and

(V) The assessment of compliance with these levels will be based on actual flows annually, but monthly monitoring and reporting of the rolling annual average will be conducted;

B. Total nitrogen. Reserved;

C. Total phosphorus and total nitrogen. Facilities that elect to implement treatment for total phosphorus and total nitrogen simultaneously shall establish a nitrogen target reduction level and may request alternative implementation dates in accordance with subparagraph (9)(B)2.D of this rule;

D. Total phosphorus target reduction levels established in subparagraph (9)(B)2.A. must be implemented no later than the dates below, unless the department approves alternative implementation dates, which must be established in an operating permit:

(I) By January 1, 2029, for domestic point sources with facility design flows greater than 15MGD;

(II) By January 1, 2033, for domestic point sources with facility design flows greater than or equal to 1MGD but less than 15MGD;

(III) By January 1, 2034, for industrial facilities;

(IV) Alternative implementation dates may be requested based on the following:

(a) Affordability analysis per section 644.145, RSMo;

(b) Integrated management plans;  
 (c) Expected regionalization plans;  
 (d) The cost of implementing the pollution control measures to comply would cause undue financial burden to the facility or its indirect dischargers;

(e) A department-approved Nutrient Reduction Master Plan that includes a facility assessment and plans to reduce both phosphorus and nitrogen; or

(f) Facilities included in an aggregate assessment or allocation for multiple point sources;

E. Nutrient trading and credit generation. Nutrient credits may be used to comply with the target reduction levels of subparagraph (9)(B)2.A. of this rule. Nutrient credits may be used to comply with nutrient limits established in accordance with subsections (3)(E) or (3)(F) or paragraph (9)(A)4. or (9)(A)5. of this rule. Nutrient credits may be generated –

(I) In accordance with a permittee's Nonpoint Source Credit Generation Plan or Point Source Trade Plan, approved by the department and incorporated into the operating permit;

(II) Through early compliance with the nutrient target reduction levels established with this paragraph. Facilities may track and trade nutrient reductions achieved prior to January 1, 2029, with department approval; or

(III) Through use of an approved aggregate assessment and allocation for multiple point sources.

(D) Monitoring, Analysis, and Reporting.

1. All construction and operating permit holders shall submit reports at intervals established by the permit or at any other reasonable intervals required by the department. The monitoring and analytical schedule shall be as established by the department in the operating permit.

2. The analytical and sampling methods used must conform to federal regulation 40 CFR Part 136.3 "Identification of test procedures," August 28, 2017, as published by the Office of the Federal Register, National Archives and Records Administration, 700 Pennsylvania Avenue, Washington, DC 20408, which is hereby incorporated by reference and does not include later amendments or additions.

3. Approval of alternative test procedures shall follow the criteria set forth in federal regulation 40 CFR 136.4 "Application for and approval of alternate test procedures for nationwide use," August 28, 2017, as published by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, or federal regulation 40 CFR 136.5 "Approval of alternate test procedures for limited use," August 28, 2017, as published by the Office of the Federal Register, National Archives and Records Administration, 700 Pennsylvania Avenue, Washington, DC 20408, which are incorporated by reference and do not include later amendments or additions.

4. Sampling and analysis by the department to determine violations of this regulation will be conducted in accordance with the methods listed in paragraph (9)(D)2. of this rule or any other approved by the department. Violations may *[be]* also be determined by review of the permittee's self-monitoring reports.

5. If, for any reason, the permittee does not comply with or will be unable to comply with any discharge limitations or standards specified in the permit, the permittee shall provide the department with the following information, with the next discharge monitoring report as required under subsection (9)(D) of this rule:

A. A description of the discharge and cause of noncompliance;

B. The period of noncompliance, including exact dates and times and/or the anticipated time when the discharge will return to compliance; and

C. The steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance.

6. In the case of any discharge subject to any applicable toxic pollutant effluent standard under Section 307(a) of the federal Clean Water Act, the information required by paragraph (9)(D)5. of this rule regarding a violation of this standard shall be provided within twenty-four (24) hours from the time the owner or operator of the water contaminant source, point source, or wastewater treatment facility becomes aware of the violation or potential violation. This information may be provided via an electronic web-based system developed by the department, provided it is available. If this information is provided orally, a written submission covering these points shall be provided within five (5) working days of the time the owner or operator of the water contaminant source, point source, or wastewater treatment facility becomes aware of the violation.

7. Bacteria *[M]*monitoring for *[D]*disinfection.

A. For systems that have a design capacity of greater than one hundred thousand (100,000) gpd, a minimum of one (1) sample shall be collected for *E. coli* analysis each calendar week during the recreational season from April 1 through October 31. Compliance with the *E. coli* water quality standard established in subsection (5)(C) of 10 CSR 20-7.031 shall be determined each calendar month by calculating the geometric mean of all of the samples collected each calendar month. Compliance with the short-term *E. coli* limits established in subparagraph (9)(B)1.E. of this rule shall also be determined.

B. For systems that discharge to stream segments that are defined by paragraph (1)(B)3. as losing streams and have a design capacity of greater than one hundred thousand (100,000) gpd, a minimum of one (1) sample shall be collected for *E. coli* analysis each calendar week all year. Compliance with the *E. coli* water quality standard established in subsection (5)(C) of 10 CSR 20-7.031 and with the short term *E. coli* limits established in subparagraph (9)(B)1.E. of this rule shall also be determined.

C. For systems that have a design capacity of one hundred thousand (100,000) gpd or less, the sampling frequency for *E. coli* analysis shall be in accordance with the wastewater and sludge sampling program based on the design flow which is dependent upon the receiving water category as listed in subsection (1)(B) of this rule. Compliance with the *E. coli* water quality standard established in subsection (5)(C) of 10 CSR 20-7.031 shall be determined each calendar month by calculating the geometric mean of all of the samples collected each calendar month. Compliance with the short-term *E. coli* limits established in subparagraph (9)(B)1.E. of this rule shall also be determined.

8. Statewide *[M]*monitoring for *[N]*nutrients. Point sources that have the design capacity of greater than one hundred thousand (100,000) gpd that typically discharge nitrogen and phosphorus shall collect and analyze influent and effluent samples for total phosphorus, ammonia, total kjeldahl nitrogen and nitrate plus nitrite utilizing methods outlined in paragraph (D)2. of this section using the following frequencies:

A. Quarterly for facilities with design capacities greater than one hundred thousand (100,000) gpd and less than *[one million (1,000,000)]* gpd *[per day]* for a period up to five (5) years. The department may require additional monitoring to ascertain a discharge's nutrient contribution and the efficacy of the treatment technology as it pertains to nutrient

removal.

B. Monthly for facilities with design capacities greater than or equal to *[one million (1,000,000)]* gpd for a period up to five (5) years. The department may require additional monitoring to ascertain a discharge's nutrient contribution and the efficacy of the treatment technology as it pertains to nutrient removal.

C. The department may impose ongoing or more frequent monitoring in permits that impose effluent limits for total nitrogen or total phosphorus or in situations in which monitoring is appropriate to ensure compliance with water quality standards, *[or]* specific lake limits, **or nutrient reduction target levels** specified under subsection (3)(E) and (F) **and paragraph (9)(B)2.** of this rule.

*AUTHORITY:* section 644.026, RSMo 2016. Original rule filed June 6, 1974, effective June 16, 1974. For intervening history, please consult the **Code of State Regulations**. Amended: Filed March 1, 2023

*PUBLIC COST:* This proposed amendment will cost state agencies or political subdivisions \$24,421,824.60 for initial installation cost. The proposed rule will cost state agencies or political subdivisions \$22,158,824.46 annually for operation and maintenance.

*PRIVATE COST:* This proposed amendment will cost privately owned major industrial facilities eight hundred seventy-four thousand eight hundred sixty-nine dollars (\$874,869.00) for initial installation cost. The proposed amendment will cost privately owned major industrial facilities \$8,836,864.90 annually for operation and maintenance..

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Natural Resources, Water Protection Program, Heather Peters, PO Box 176, Jefferson City, MO 65102. To be considered, comments must be received by the end of the public comment period, which is 5 p.m. May 15, 2023. A public hearing is scheduled for May 4, 2023, at the Department of Natural Resources, Lewis and Clark State Office Building, 1101 Riverside Drive, Jefferson City, MO 65101. A virtual option is available at <https://stateofmo.webex.com/stateofmo/j.php?MTID=m918784ddf37d0a15a81963ea94a3da70>. A call-in number is available at 1-650-479-3207. The meeting number is 2454 888 8564 and the password is CWC.

**FISCAL NOTE****PUBLIC COST****I. RULE NUMBER**

Rule Number and Name:	10 CSR 20-7.15 Effluent Regulations
Type of Rulemaking:	Proposed Amendment

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
<i>Publicly Owned Treatment Works 1-10 MGD</i>	<i>Installation Cost = \$15,747,696 Annual Recurring Chemical Cost (Chemical Cost) = \$5,528,765.69</i>
<i>Publicly Owned Treatment Works 10-50 MGD</i>	<i>Installation Cost = \$5,067,123.60 Chemical Cost = \$5,317,879.24</i>
<i>Publicly Owned Treatment Works 50-100 MGD</i>	<i>Installation Cost = \$1,442,802 Chemical Cost = \$2,256,718.46</i>
<i>Publicly Owned Treatment Works Greater Than 100 MGD</i>	<i>Installation Cost = \$2,164,203 Chemical Cost = \$9,046,328.32</i>
<i>Missouri Department of Natural Resources</i>	<i>\$9,132.75</i>

**III. WORKSHEET**

Cost estimates were based off of reductions of phosphorus through the chemical addition of Alum at \$3.00/lb without the inclusion of nutrient trading. Individual calculations were performed for each of the 118 publicly owned facilities based on each facility's design flow to determine the pounds of metal salt needed in order to reach the desired level of phosphorus removal. The chemical costs for each individual facility were calculated using **Equation 1** below. These values were then summarized to reach the Annual Recurring Total Cost (**Table 1**). Installation costs were derived using EPA's Lake Champlain Phosphorus Removal Final Report published January 13, 2014.

**Equation 1:** Chemical cost per facility

$$\frac{\text{Alum Removal Ratio}(\text{Design Flow}(\text{Facility Effluent P Conc.} - \text{Proposed Effluent P Conc.}) * 8.34) * 365}{((\% \text{metal content in product} * \text{lbs metal salt per gal})/100)}$$

**Table 1:** Costs for Publicly Owned Treatment Works

Facility Size (design flow)	Number of Facilities	Total Installation Cost	Chemical Cost (\$/lb)	Annual Recurring Total Cost (Chemical addition)
1-10 MGD	99	\$15,747,696.00		\$5,528,765.69
10-50 MGD	14	\$5,067,123.60		\$5,317,879.24
50-100 MGD	2	\$1,442,802.00		\$2,256,718.46
>100 MGD	3	\$2,164,203.00		\$9,046,328.32
		<b>Total = \$24,421,824.60</b>		<b>Total = \$22,149,691.71</b>

Cost estimates for the Missouri Department of Natural Resources are calculated for added Department staff time spent per year during onsite inspections and permitting procedures.

**Table 2:**

<i>Staff Time (hours)</i>	<i>Staff Salary</i>	<i>Number of Facilities</i>	<i>Total Cost</i>
1.5	\$45.10	135	\$9,132.75

#### IV. ASSUMPTIONS

The costs for Publicly Owned Treatment Works assume that each facility discharges an average of 3.2 mg/L of phosphorus (Facility Effluent P Concentration), and reduces phosphorus down to 1.0 mg/L based on design flow (Proposed Effluent P Concentration). The cost estimate assumes the use of the metal salt Alum at a cost of \$3.00/lb with a removal ratio of 0.87, a % metal content of 8.1, and containing 11.09 lbs metal/gallon. Additionally, these estimates assume that facilities will not use any nutrient trading in order to reach their required reduction targets. Installation costs were estimated for each facility category based on calculations published in EPA's 2014 Lake Champlain Phosphorus Removal Final Report.

Costs estimates for the Department assume that 1.5 additional hours of staff time will be used in future permitting and inspection actions per facility per year.

**FISCAL NOTE****PRIVATE COST****I. RULE NUMBER**

Rule Number and Name	10 CSR 20-7.015 Effluent Regulations
Type of Rulemaking	Proposed Amendment

**II. SUMMARY OF FISCAL IMPACT**

Estimate of the number of entities by class which would likely be affected by the adoption of the proposed rule action:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the proposed rule action by the affected entities:
<i>7 facilities may be required to install treatment processes for chemical phosphorus removal or required to offset discharges using nutrient trading.</i>	<i>Privately owned industrial facilities categorized as major that discharge phosphorus.</i>	<i>Installation Cost = \$874,869.00 Annual Recurring Chemical Cost (Chemical Cost) = \$618,902.65 Annual Recurring Trading Cost (Trading Cost) = \$8,836,864.90</i>
1 Facilities	Private major industrial facilities with a design flow less than 1.0 MGD using chemical removal of total phosphorus	Installation Cost = \$145,811.60 Chemical Cost = \$915.51
3 Facilities	Private major industrial facilities with a design flow greater than 1.0 MGD but less than or equal to 2.0 MGD using chemical removal of total phosphorus	Installation Cost = \$145,811.60 Chemical Cost = \$250,191.55
2 Facilities	Private major industrial facilities with a design flow greater than 2.0 MGD but less than or equal to 3.0 MGD using chemical removal of total phosphorus	Installation Cost = \$145,811.60 Chemical Cost = \$367,795.59
1 Facilities	Private major industrial facilities that will not use chemical additions to remove total phosphorus, but will rather rely on nutrient trading offsets	Installation Cost = \$0.00 Trading Cost = \$8,217,962.25

**III. WORKSHEET**

Cost estimates were calculated based on the 75% reduction target. This calculation was derived using the chemical addition of Alum at \$3.00/lb. Individual calculations were performed for each of the 6 major industrial facilities based on a 75% reduction of the total estimated phosphorus load at each facility's design flow without the inclusion of nutrient trading. The chemical costs for each individual facility were calculated using **Equation 1** below, and are summarized to reach the Annual Recurring Total Costs (**Table 1**). For facilities that solely rely on nutrient trading to reach the desired phosphorus offsets, the cost of \$28.13 per total phosphorus credit was used. Installation costs were

derived using EPA's Lake Champlain Phosphorus Removal Final Report published January 13, 2014. These installation costs are a combination of total capital cost and one year of operation and maintenance.

**Equation 1: Chemical cost per facility**

$$\frac{\text{Alum Removal Ratio}(\text{Design Flow}(\text{Facility Effluent P Conc.} - 75\% \text{ removal of Effluent Conc.}) * 8.34) * 365}{((\% \text{ metal content in product} * \text{lbs metal salt per gal}) / 100)}$$

**Table 1:**

Facility Size (design flow)	Number of Facilities	Total Installation Cost	Chemical Cost (\$/lb)	Annual Recurring Chemical Cost (Chemical addition)	Total Annual Recurring Trading Cost
0-1 MGD	1	\$145,811.60		\$915.51	\$0.00
1-2 MGD	3	\$145,811.60	\$3.00	\$250,191.55	\$0.00
2-3 MGD	2	\$145,811.60		\$367,795.59	\$0.00
Trading	1	\$0.00	\$0.00	\$0.00	\$8,217,962.25
		<b>Total = \$874,869.00</b>		<b>Total Chemical + Trading Cost = \$8,836,864.90</b>	

**IV. ASSUMPTIONS**

The costs for major industrial facilities assume that each facility will meet their targeted reductions using a 75% reduction of historical facility effluent phosphorus levels at design flow. The cost estimate assumes the use of the metal salt Alum at a cost of \$3.00/lb with a removal ratio of 0.87, a %metal content of 8.1, and containing 11.09 lbs metal/gallon. This also assumes that facilities using chemical removal of phosphorus will not use nutrient trading to help meet their reduction targets. Installation costs were derived using EPA's Lake Champlain Phosphorus Removal Final Report published January 13, 2014. These installation costs are a combination of total capital cost and one year of operation and maintenance.

Cost estimates for facilities that use trading assume that they will rely solely on nutrient trading offset their 75% reduction of historical facility effluent phosphorus levels at design flow. The cost estimates use a study conducted by Barr Engineering in two Missouri watershed to estimate that cost to generate nutrient credits. The estimated costs to generate nutrient credits from three common nonpoint source agricultural practice are:

- Cover Crops – \$13.04/lb of total phosphorus removal
- Water and Sediment Control Basins – \$9.30/lb of total phosphorus removal
- Terrace Systems – \$11.40/lb of total phosphorus removal

Cost estimates of nutrient trading assume that only 50% of credit is allowed per pound of total phosphorus removed, credits are combined or averaged for cost assessment purposes, and the farmer marks the cost of each credit up by 25% for profit. Under these assumptions, the total cost of nutrient credit per point of total phosphorus removal is estimated to be \$28.13.

**TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE**  
**Division 2110 – Missouri Dental Board**  
**Chapter 2 – General Rules**

**PROPOSED RESCISSION**

**20 CSR 2110-2.030 Licensure by Credentials – Dentists.** This rule outlined the procedure for licensing qualified dentists coming from other states by verification of professional credentials.

*PURPOSE:* *This proposed rule change is to rescind this rule as it is no longer valid with the implementation of section 324.009, RSMo.*

*AUTHORITY:* *sections 332.031 and 332.211, RSMo 2000. This rule originally filed as 4 CSR 110-2.030. Original rule filed Dec. 12, 1975, effective Jan. 12, 1976. For intervening history, please consult the Code of State Regulations.* Rescinded: Filed Feb. 27, 2023.

*PUBLIC COST:* *This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST:* *This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS:* *Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Dental Board, PO Box 1367, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at dental@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE**  
**Division 2110 – Missouri Dental Board**  
**Chapter 2 – General Rules**

**PROPOSED RESCISSION**

**20 CSR 2110-2.070 Licensure by Credentials – Dental Hygienists.** This rule outlined the procedure for licensing qualified dental hygienists coming from other states by verification of professional credentials.

*PURPOSE:* *This proposed rule change is to rescind this rule as it is no longer valid with the implementation of section 324.009, RSMo.*

*AUTHORITY:* *sections 332.031 and 332.281, RSMo 2000, and section 332.261, RSMo Supp. 2011. This rule originally filed as 4 CSR 110-2.070. Original rule filed Dec. 12, 1975, effective Jan. 12, 1976. For intervening history, please consult the Code of State Regulations.* Rescinded: Filed Feb. 27, 2023.

*PUBLIC COST:* *This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST:* *This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS:* *Anyone may file a statement*

*in support of or in opposition to this proposed rescission with the Missouri Dental Board, PO Box 1367, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at dental@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE**  
**Division 2110 – Missouri Dental Board**  
**Chapter 2 – General Rules**

**PROPOSED RESCISSION**

**20 CSR 2110-2.075 Nonresident Military Spouse Licensure by Credentials.** This rule stated the requirements and procedures for a nonresident spouse of an active duty member of the military who was transferred to this state in the course of the member's military duty to obtain a license to practice.

*PURPOSE:* *This proposed rule change is to rescind this rule as it is no longer valid with the implementation of section 324.009, RSMo.*

*AUTHORITY:* *section 332.031, RSMo 2016. Original rule filed Oct. 4, 2018, effective April 30, 2019. Rescinded: Filed Feb. 27, 2023.*

*PUBLIC COST:* *This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST:* *This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS:* *Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Dental Board, PO Box 1367, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at dental@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE**  
**Division 2230 – State Board of Podiatric Medicine**  
**Chapter 2 – General Rules**

**PROPOSED RESCISSION**

**20 CSR 2230-2.050 Licensure by Reciprocity.** This rule clarified the requirements for Missouri licensure by reciprocity.

*PURPOSE:* *This proposed rule change is to rescind this rule as it is no longer valid with the implementation of section 324.009, RSMo.*

*AUTHORITY:* *section 330.030, RSMo Supp. 2019, and section 330.140, RSMo 2016. This rule originally filed as 4 CSR 230-2.050. Original rule filed Dec. 23, 1975, effective Jan. 2, 1976. For intervening history, please consult the Code of State Regulations.* Rescinded: Filed Feb. 27, 2023.

*PUBLIC COST:* *This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Board of Podiatric Medicine, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 751-6301, or via email at podiatry@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**TITLE 20 – DEPARTMENT OF COMMERCE AND  
INSURANCE**  
**Division 2230 – State Board of Podiatric Medicine**  
**Chapter 2 – General Rules**

**PROPOSED RESCISSION**

**20 CSR 2230-2.055 Issuance of Temporary Courtesy License to Nonresident Military Spouse.** This rule stated the requirements and procedures for a nonresident spouse of an active duty member of the military who was transferred to this state in the course of the member's military duty to obtain a temporary courtesy license to practice podiatric medicine for one hundred eighty (180) days.

*PURPOSE: This proposed rule change is to rescind this rule as it is no longer valid since section 324.008, RSMo, was repealed.*

*AUTHORITY: sections 324.008 and 330.140, RSMo 2016. Original rule filed Oct. 10, 2019, effective April 30, 2020. Rescinded: Filed Feb. 27, 2023.*

*PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Board of Podiatric Medicine, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 751-6301, or via email at podiatry@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted that has been changed from the text contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments that are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

## TITLE 1 – OFFICE OF ADMINISTRATION Division 15 – Administrative Hearing Commission Chapter 1 – Organization and Description

### ORDER OF RULEMAKING

By the authority vested in the Administrative Hearing Commission under sections 536.023.3 and 621.198, RSMo 2016, the commission amends a rule as follows:

1 CSR 15-1.207 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 15, 2022 (47 MoReg 1767). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The Administrative Hearing Commission received a commissioner comment on the proposed amendment.

**COMMENT #1:** The commissioner commented that the commission's email address in the proposed amendment, AHC@ahc.mo.gov, should be amended to reflect the commission's correct email address, AHC@oa.mo.gov.

**RESPONSE AND EXPLANATION OF CHANGE:** The commission agrees and has amended the proposed amendment to correct the commission's email address.

1 CSR 15-1.207 Information, Submissions, or Requests

(l) The public may make submissions or requests for information or records by visiting the commission at its office at the United States Post Office Building, 131 West High Street, Third Floor, Jefferson City, Missouri, by writing the commission at PO Box 1557, Jefferson City, MO 65102, by telephone at (573) 751-2422, or by email at AHC@oa.mo.gov.

## TITLE 5 – DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION Division 25 – Office of Childhood Chapter 500 – Licensing Rules for Group Child Care Homes and Child Care Centers

### ORDER OF RULEMAKING

By the authority vested in the State Board of Education (board) under section 161.092, RSMo 2016, and sections 210.221, 210.223 and 210.1080, RSMo Supp. 2022, the board amends a rule as follows:

5 CSR 25-500.102 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 1, 2022 (47 MoReg 1577-1579). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The Department of Elementary and Secondary Education received seven (7) comments on the proposed amendment.

**COMMENT #1:** Nannette Sago expressed concerns with the time it takes the current professional development system vendor, Opportunities in Professional Education Network (OPEN), to process trainings so they appear on employee training reports.

**RESPONSE:** The department is in the process of implementing a new professional development system. The new system will allow for a more streamlined and efficient way to track professional development. For all methods of training (i.e., in-person, online, online on-demand), the training source is required to submit attendance data to issue clock-hour credit. No changes have been made to the rule based on this comment.

**COMMENT #2:** Based on its review, the Office of Childhood recommends a change to subsection (3)(E) as follows: "The clock hour training shall include one (1) or more of the department approved content areas. The eight (8) content areas address child development, family-teacher partnerships, child observation, developmentally appropriate practice, early childhood curriculum, professionalism, health and safety, and leadership."

**RESPONSE AND EXPLANATION OF CHANGE:** The department has revised subsection (3)(E) as recommended.

**COMMENT #3:** Based on its review, the Office of Childhood recommends removing subsection (3)(K). This section should be removed because the clock-hour reassignment requirement will not be necessary in the new professional development system, as this will be an automated function.

**RESPONSE AND EXPLANATION OF CHANGE:** The department has revised the rule by deleting subsection (3)(K).

COMMENT #4: Based on its review, the Office of Childhood recommends revising subsection (4)(A) to state that the department-approved safe sleep training must meet the updated American Academy of Pediatrics safe sleep recommendations released in 2022. The material incorporated by reference also needs to be updated and include information on how a copy of the material can be obtained from the department.

RESPONSE AND EXPLANATION OF CHANGE: The department has revised subsection (4)(A).

Due to the similarity in the following three (3) comments, one (1) response that addresses these comments is at the end of the three (3) comments:

COMMENT #5: Vickie Moreland, Moreland Day Care, Inc., expressed concern with the proposed changes to safe sleep training in subsection (4)(A) and feels that staff who do not count in staff/child ratios should not be required to complete safe sleep training.

COMMENT #6: Stacy Johnson, Head Start Director, sought clarification about staff required to complete safe sleep training and expressed that changes in the safe sleep training requirements in subsection (4)(A) are already being implemented by licensing representatives.

COMMENT #7: Margot Grant Gould with KinderCare Learning Companies said staff counted toward ratio, including volunteers, should go through necessary trainings and suggests that the rule be revised to state that 1) the center director, child care provider, all other caregivers, and those volunteers counted in staff/child ratios in a group child care home or child care center after the effective date of this rule shall complete safe sleep training prior to licensure and within thirty (30) days of employment or volunteering at the facility, and 2) that staff not counted in staff/child ratios and whose job duties are outside of program operations at least fifty percent (50%) of the time are not required to complete safe sleep training.

RESPONSE: The requirements provided for in rule about who is required to complete safe sleep training have not been aligned with the statute (section 210.223.4, RSMo), which requires all employees or volunteers who assist in a facility licensed to provide care for children under twelve (12) months of age to complete department-approved safe sleep training on the most recent safe sleep recommendations. Since the statute passed in 2015, department staff have been and continue to be trained to enforce the statutory requirements. In order to clear up confusion between statute and rule, the department is clarifying in its rule that the provider, child care staff members, and volunteers in a child care facility licensed to provide care for infants must complete the safe sleep training in the specified time frames. No changes are being made as a result of these comments.

## 5 CSR 25-500.102 Personnel

### (3) Child Care Training.

(E) The clock hour training shall include one (1) or more of the department-approved content areas. The eight (8) content areas address child development, family-teacher partnerships, child observation, developmentally appropriate practice, early childhood curriculum, professionalism, health and safety, and leadership.

(K) Clock hour training taken prior to beginning employment or to the facility becoming licensed may be counted if it occurred within that calendar year.

(L) High school coursework shall not be approved for clock hours.

(M) Trainers shall not be awarded clock hours for training

sessions which they conduct.

(N) Caregivers shall not be counted in ratio when obtaining clock hour training.

### (4) Safe Sleep Training.

(A) Every three (3) years, the child care provider, group child care home provider, child care staff members, and volunteers in a group child care home or child care center licensed to provide care for infants less than one (1) year of age shall successfully complete department-approved training regarding the American Academy of Pediatrics (AAP) safe sleep recommendations contained in the American Academy of Pediatrics Policy Statement on sleep-related infant deaths. The *Sleep-Related Infant Deaths: Updated 2022 Recommendations for Reducing Infant Deaths in the Sleep Environment*, July 2022, is incorporated by reference in this rule, as published by the American Academy of Pediatrics and available at <https://publications.aap.org/pediatrics/article/150/1/e2022057990/188304/Sleep-Related-Infant-Deaths-Updated-2022> or as published in *PEDIATRICS* Volume 150, Issue 1, July 2022. A copy can also be obtained from the Department of Elementary and Secondary Education, Office of Childhood, 205 Jefferson Street, PO Box 480, Jefferson City, MO 65102-0480 and at <https://dese.mo.gov/governmental-affairs/dese-administrative-rules/incorporated-reference-materials>. This rule does not incorporate any subsequent amendments or additions.

1. The training shall be documented and maintained as described in paragraph (3)(F)2. of this rule.

2. The child care provider, group child care home provider, child care staff members, and volunteers in a group child care home or child care center shall complete safe sleep training described in subsection (4)(A) of this rule prior to licensure.

3. The child care provider, group child care home provider, child care staff members, and volunteers shall complete safe sleep training described in subsection (4)(A) of this rule within thirty (30) days of employment or volunteering at the facility.

## TITLE 6 – DEPARTMENT OF HIGHER EDUCATION AND WORKFORCE DEVELOPMENT

### Division 10 – Commissioner of Higher Education Chapter 2 – Student Financial Assistance Programs

#### ORDER OF RULEMAKING

By the authority vested in the Missouri Department of Higher Education and Workforce Development under section 173.115, RSMo 2016, the Missouri Department of Higher Education and Workforce Development rescinds a rule as follows:

#### 6 CSR 10-2.110 Wage Garnishment for Repayment of Defaulted Guaranteed Student Loans is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 15, 2022 (47 MoReg 1767). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

#### SUMMARY OF COMMENTS: No comments were received.

**TITLE 12 – DEPARTMENT OF REVENUE**  
**Division 10 – Director of Revenue**  
**Chapter 41 – General Tax Provisions****ORDER OF RULEMAKING**

By the authority vested in the Director of Revenue under section 32.065, RSMo. 2016, the director amends a rule as follows:

**12 CSR 10-41.010 Annual Adjusted Rate of Interest is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 1, 2022 (47 MoReg 1712-1713). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 13 – DEPARTMENT OF SOCIAL SERVICES**  
**Division 35 – Children’s Division**  
**Chapter 31 – Child Abuse****ORDER OF RULEMAKING**

By the authority vested in the Department of Social Services, Children’s Division, under sections 207.020, 210.118, and 660.017, RSMo 2016, the division adopts a rule as follows:

**13 CSR 35-31.100 Use and Dissemination of Information from the Central Registry is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 15, 2022 (47 MoReg 1772). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 13 – DEPARTMENT OF SOCIAL SERVICES**  
**Division 110 – Division of Youth Services**  
**Chapter 5 – Dual Jurisdiction****ORDER OF RULEMAKING**

By the authority vested in the Department of Social Services, Division of Youth Services, under sections 219.016 and 219.036, RSMo 2016, and section 211.073, RSMo Supp. 2022, the division amends a rule as follows:

**13 CSR 110-5.010 Dual Jurisdiction Procedures is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 15, 2022 (47 MoReg 1772). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN**  
**Division 10 – Health Care Plan**  
**Chapter 2 – State Membership****ORDER OF RULEMAKING**

By the authority vested in the Missouri Consolidated Health Care Plan under section 103.059, RSMo 2016, the executive director amends a rule as follows:

**22 CSR 10-2.089 Pharmacy Employer Group Waiver Plan for Medicare Primary Members is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 1, 2022 (47 MoReg 1722). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

The Secretary of State is required by sections 347.141 and 359.481, RSMo, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to adrules.dissolutions@sos.mo.gov.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND  
CLAIMS AGAINST A-Z LRC I, LLC.**

On December 31, 2022, A-Z LRC I, LLC, a Missouri limited liability company (the "Company"), filed its Articles of Termination with the Missouri Secretary of State.

You are hereby notified that if you believe you have a claim against the Company, you must submit a summary in writing of the circumstances surrounding your claim to Levy Craig Law Firm, Attn: Jeff Bauer, 4520 Main Street, Suite 1600, Kansas City, MO 64111. The summary of your claim must include the following information: 1) The name, address, and telephone number of the claimant; 2) The amount of the claim; 3) The date on which the event on which the claim is based occurred; and 4) A brief description of the nature of the debt or the basis for the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within **3 years** after the publication of this Notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND  
CLAIMS AGAINST L.P.G. GAS SERVICES, LLC.**

On February 1, 2023, L.P.G. Gas Services, LLC, a Missouri limited liability company (the "Company"), filed its Articles of Termination with the Missouri Secretary of State.

You are hereby notified that if you believe you have a claim against the Company, you must submit a summary in writing of the circumstances surrounding your claim to Levy Craig Law Firm, Attn: Jason Leiker, 4520 Main Street, Suite 1600, Kansas City, MO 64111. The summary of your claim must include the following information: 1) The name, address, and telephone number of the claimant; 2) The amount of the claim; 3) The date on which the event on which the claim is based occurred; and 4) A brief description of the nature of the debt or the basis for the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within **3 years** after the publication of this Notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND  
CLAIMS AGAINST ST. JOE PARTNERS, LLC.**

On February 10, 2023, St. Joe Partners, LLC, a Missouri limited liability company (the "Company"), filed its Articles of Termination with the Missouri Secretary of State.

You are hereby notified that if you believe you have a claim against the Company, you must submit a summary in writing of the circumstances surrounding your claim to Levy Craig Law Firm, Attn: Jeff Bauer, 4520 Main Street, Suite 1600, Kansas City, MO 64111. The summary of your claim must include the following information: 1) The name, address, and telephone number of the claimant; 2) The amount of the claim; 3) The date on which the event on which the claim is based occurred; and 4) A brief description of the nature of the debt or the basis for the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within **3 years** after the publication of this Notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND  
CLAIMS AGAINST SC INVESTORS LIBERTY, LLC.**

On February 10, 2023, SC Investors Liberty, LLC, a Missouri limited liability company (the "Company"), filed its Articles of Termination with the Missouri Secretary of State.

You are hereby notified that if you believe you have a claim against the Company, you must submit a summary in writing of the circumstances surrounding your claim to Levy Craig Law Firm, Attn: Jeff Bauer, 4520 Main Street, Suite 1600, Kansas City, MO 64111. The summary of your claim must include the following information: 1) The name, address, and telephone number of the claimant; 2) The amount of the claim; 3) The date on which the event on which the claim is based occurred; and 4) A brief description of the nature of the debt or the basis for the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within **3 years** after the publication of this Notice.

**NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST STRIX VITRO, LLC**

On February 6, 2023, Strix Vitro, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State, effective as of the filing date.

You are hereby notified that all persons that have claims against the Company must present them in writing to the Company: Dillon C. Sanders, D.H. Sanders, LLC, 8011 Clayton Road, Suite 300, St. Louis, Missouri 63117. All claims must include (1) the name, address, and telephone number of the claimant; (2) the amount of the claim; (3) the date(s) on which the claim is based occurred; (4) a brief description of the nature of the debt or the basis for the claim and copies of any supporting documentation; and (5) if the claim is secured, and if so, the collateral used as security.

All claims against the Company shall be barred unless a proceeding to enforce the claim is commenced within three years after the publication of this Notice.

**NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST EHLMANN TRADING, LLC**

On February 6, 2023, Ehlmann Trading, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State, effective as of the filing date.

You are hereby notified that all persons that have claims against the Company must present them in writing to the Company: Dillon C. Sanders, D.H. Sanders, LLC, 8011 Clayton Road, Suite 300, St. Louis, Missouri 63117. All claims must include (1) the name, address, and telephone number of the claimant; (2) the amount of the claim; (3) the date(s) on which the claim is based occurred; (4) a brief description of the nature of the debt or the basis for the claim and copies of any supporting documentation; and (5) if the claim is secured, and if so, the collateral used as security.

All claims against the Company shall be barred unless a proceeding to enforce the claim is commenced within three years after the publication of this Notice.

**NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST SAINT CHARLES WHEELAN, LLC**

On February 6, 2023, Saint Charles Wheelan, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State, effective as of the filing date.

You are hereby notified that all persons that have claims against the Company must present them in writing to the Company: Dillon C. Sanders, D.H. Sanders, LLC, 8011 Clayton Road, Suite 300, St. Louis, Missouri 63117. All claims must include (1) the name, address, and telephone number of the claimant; (2) the amount of the claim; (3) the date(s) on which the claim is based occurred; (4) a brief description of the nature of the debt or the basis for the claim and copies of any supporting documentation; and (5) if the claim is secured, and if so, the collateral used as security.

All claims against the Company shall be barred unless a proceeding to enforce the claim is commenced within three years after the publication of this Notice.

**NOTICE OF DISSOLUTION  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST AUVIS, INC.**

AuVis, Inc., a Missouri corporation, filed its Articles of Dissolution with the Missouri Secretary of State on September 30, 2022. Any and all claims against AuVis, Inc. may be sent to Affinity Law Group, LLC, 1610 Des Peres Road, Suite 100, St. Louis, MO 63131. Each claim must include: (i) the name, address, and telephone number of the claimant; (ii) amount of the claim; (iii) basis for the claim; and (iv) documentation of the claim. A claim against AuVis, Inc. will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this notice.

**NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST SOAR MEDICAL LLC**

On February 24, 2023, SOAR Medical LLC a Missouri limited liability company (the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State, effective on the filing date.

Any claims against the Company may be sent to Danna McKitrick, P.C. 7701 Forsyth Blvd., Suite 1200, St. Louis, MO 63105, attention A. Thomas DeWoskin, Esq. Each claim must include the following information: 1) claimant's name address and telephone number; 2) amount of the claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; 5) documentation in support of the claim; and 6) if the claim is secured, and if so, the collateral used as security.

Any and all claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY  
TO ALL CREDITORS AND CLAIMANTS AGAINST  
C&C MANAGEMENT OF CAPE COUNTY, L.L.C.**

On February 13, 2023, C&C Management of Cape County, L.L.C., a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State.

Any claims against the Company may be sent to: **C&C Management of Cape County, L.L.C., 1515 East Malone Avenue, Sikeston, Missouri 63801.** Each claim must include the following information: name, address and phone number of the claimant; amount claimed; date on which the claim arose; the basis for the claim; and documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three years after the publication of this notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY  
TO ALL CREDITORS AND CLAIMANTS AGAINST  
C&C MANAGEMENT OF SCOTT AND MISSISSIPPI COUNTY, L.L.C.**

On February 13, 2023, C&C Management of Scott and Mississippi County, L.L.C., a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State.

Any claims against the Company may be sent to: **C&C Management of Scott and Mississippi County, L.L.C., 1515 East Malone Avenue, Sikeston, Missouri 63801.** Each claim must include the following information: name, address and phone number of the claimant; amount claimed; date on which the claim arose; the basis for the claim; and documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three years after the publication of this notice.

**NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY  
TO ALL CREDITORS OF AND CLAIMANTS  
AGAINST SPRINGFIELD FISHING LLC**

On February 24, 2023, Springfield Fishing LLC, a Missouri limited liability company ("Company"), filed its Articles of Termination with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against the Company, you must submit the claim to Patrick Noles, 9909 Clayton Road, Suite 203, St. Louis, Missouri 63124. Each claim must include the name, address and telephone number of the claimant; the amount of the claim; the basis for the claim; the date the event on which the claim is based occurred; whether the claim is secured, and if so, the nature of the security; and documentation of the claim.

**ALL CLAIMS AGAINST THE COMPANY WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED AGAINST THE COMPANY WITHIN THREE (3) YEARS AFTER THE PUBLICATION OF THIS NOTICE.**

**NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY  
TO ALL CREDITORS OF AND CLAIMANTS  
AGAINST CAST BUILDING LLC**

On February 24, 2023, Cast Building LLC, a Missouri limited liability company ("Company"), filed its Articles of Termination with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against the Company, you must submit the claim to Patrick Noles, 9909 Clayton Road, Suite 203, St. Louis, Missouri 63124. Each claim must include the name, address and telephone number of the claimant; the amount of the claim; the basis for the claim; the date the event on which the claim is based occurred; whether the claim is secured, and if so, the nature of the security; and documentation of the claim. **ALL CLAIMS AGAINST THE COMPANY WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED AGAINST THE COMPANY WITHIN THREE (3) YEARS AFTER THE PUBLICATION OF THIS NOTICE.**

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND  
CLAIMS AGAINST KC WHEEL LLC.**

On February 17, 2023, KC Wheel LLC, a Missouri limited liability company (the "Company"), filed its Articles of Termination with the Missouri Secretary of State.

You are hereby notified that if you believe you have a claim against the Company, you must submit a summary in writing of the circumstances surrounding your claim to Levy Craig Law Firm, Attn: Danielle Wallace, 4520 Main Street, Suite 1600, Kansas City, MO 64111. The summary of your claim must include the following information: 1) The name, address, and telephone number of the claimant; 2) The amount of the claim; 3) The date on which the event on which the claim is based occurred; and 4) A brief description of the nature of the debt or the basis for the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within 3 years after the publication of this Notice.

**NOTICE OF DISSOLUTION TO CREDITORS OF  
AND CLAIMANTS AGAINST WATERSIDE ONE, LLC**

On February 23, 2023, Waterside One, LLC ("Waterside One"), a Missouri limited liability company, filed its Notice of Winding Up for a limited liability company with the Missouri Secretary of State.

You are hereby notified that if you believe you have a claim against Waterside One, you must submit a summary in writing of the circumstances surrounding your claim to:

The Williams Law Firm, Attn: Zane G. Williams, 16533 North State Highway 5, Suite 301,  
Sunrise Beach, Missouri 65079

The summary of your claim must contain the following information:

- 1.The name, address, and telephone number of the claimant;
2. The amount of the claim;
3. The date the event on which the claim is based occurred; and
4. A brief description of the nature of the debt or the basis for the claim.

All claims against Waterside One will be barred unless the proceeding to enforce the claim is commenced within three years after the publication of this notice.

**NOTICE OF LIMITED LIABILITY COMPANY DISSOLUTION TO ALL  
CREDITORS OF AND CLAIMANTS AGAINST BET CONTRACTING, LLC**

On February 2, 2023, BET Contracting, LLC, a Missouri limited liability company, filed a Notice of Winding Up with the Missouri Secretary of State. The dissolution was effective on February 2, 2023.

In accordance with the Notice of Winding Up, you are hereby notified that if you believe you have a claim against BET Contracting, LLC, you must submit a written summary of the circumstances surrounding your claim to the company, care of:

Hein Schneider & Bond, PC  
Attn: JOHN HEIN  
2244 S. Brentwood Blvd.  
St. Louis, MO 63144.

The summary of claim must include the following information: (i) the name, address, telephone number and email address of the claimant, (ii) the amount of the claim; (iii) the date on which the claim arose; (iv) the basis for the claim; and (v) documentation of the claim. A claim against BET Contracting, LLC will be barred unless a proceeding to enforce such claim is commenced within three years after the publication of this notice.

**NOTICE OF WINDING UP TO ALL CREDITORS  
AND CLAIMANTS OF HOLT DRYWALL FINISHES, LLC**

You are hereby notified that Holt Drywall Finishes, LLC, a Missouri limited liability company (the "Company"), filed a Notice of Winding Up for Limited Liability Company with the Secretary of the State of Missouri on the 23rd day of January 2023. In order to file a claim with the Company, you must furnish:

1. The name and address of the claimant;
2. Amount of claim;
3. Basis for the claim;
4. Documentation of the claim; and
5. The date(s) on which the event(s) on which the claim is based occurred.

The claim must be mailed to K. Andrew Weber, 200 North 3rd Street, St. Charles, Missouri 63301. A claim against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication date of this notice.

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**NOTICE OF DISSOLUTION TO CREDITORS OF  
AND CLAIMANTS AGAINST COPPERSTONE HOMES, LLC**

On March 1, 2023, Copperstone Homes, LLC (“Copperstone Homes”), a Missouri limited liability company, filed its Notice of Winding Up for a limited liability company with the Missouri Secretary of State.

You are hereby notified that if you believe you have a claim against Copperstone Homes, you must submit a summary in writing of the circumstances surrounding your claim to:

The Williams Law Firm, Attn: Greg Williams,  
16533 North State Highway 5, Suite 301,  
Sunrise Beach, Missouri 65079

The summary of your claim must contain the following information:

1. The name, address, and telephone number of the claimant;
2. The amount of the claim;
3. The date the event on which the claim is based occurred; and
4. A brief description of the nature of the debt or the basis for the claim.

All claims against Copperstone Homes will be barred unless the proceeding to enforce the claim is commenced within three years after the publication of this notice.

**NOTICE OF DISSOLUTION OF  
THE VICTORIAN PAPER COMPANY**

Effective February 15, 2023, The Victorian Paper Company, a Missouri corporation (the “Corporation), was dissolved pursuant to the voluntary filing of its Articles of Dissolution with the Missouri Secretary of State.

The Corporation request that all persons or organizations who have claims against the Corporation present them immediately to the below indicated address:

**THE VICTORIAN PAPER COMPANY**  
C/o Husch Blackwell LLP  
Attn. Tammy Eddings  
4801 Main Street Suite 1000  
Kansas City, MO 64112

All claims must include: the name and address of the claimant; the amount claimed; the basis for the claim; and the date(s) on which the event(s) on which the claim is based occurred.

NOTICE: BECAUSE OF THE DISSOLUTION OF THE CORPORATION, ANY CLAIMS AGAINST IT WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIMS IS COMMENCED WITHIN TWO YEARS AFTER THE PUBLICATION DATE OF WHICHEVER OF THE NOTICES AUTHORIZED BY STATUTES IS PUBLISHED LAST.

**THE VICTORIAN PAPER  
COMPANY** a Missouri  
corporation

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*. Citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year – 47 (2022) and 48 (2023). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

RULE NUMBER	AGENCY	EMERGENCY	PROPOSED	ORDER	IN ADDITION
<b>OFFICE OF ADMINISTRATION</b>					
1 CSR 10	State Officials' Salary Compensation Schedule				47 MoReg 1457
1 CSR 10-1.010	Commissioner of Administration		48 MoReg 304		
1 CSR 10-3.010	Commissioner of Administration		48 MoReg 40		
1 CSR 10-8.010	Commissioner of Administration		48 MoReg 557		
1 CSR 15-1.207	Administrative Hearing Commission		47 MoReg 1767	This Issue	
1 CSR 20-3.070	Personnel Advisory Board and Division of Personnel		48 MoReg 558		
1 CSR 20-4.020	Personnel Advisory Board and Division of Personnel		48 MoReg 558		
1 CSR 20-6.010	Personnel Advisory Board and Division of Personnel		48 MoReg 306		
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2 CSR 30-10.010	Animal Health	48 MoReg 303	48 MoReg 306		
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3 CSR 10-11.180	Conservation Commission		48 MoReg 566		
3 CSR 10-11.210	Conservation Commission			48 MoReg 649	
3 CSR 10-12.109	Conservation Commission				48 MoReg 669
3 CSR 10-12.110	Conservation Commission		48 MoReg 570		
3 CSR 10-12.115	Conservation Commission		48 MoReg 570		
3 CSR 10-12.135	Conservation Commission		48 MoReg 571		
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4 CSR 260-1.010	Division of Savings and Loan Supervision		47 MoReg 1711R	48 MoReg 650R	
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5 CSR 20-100.230	Division of Learning Services		48 MoReg 307		
5 CSR 20-100.340	Division of Learning Services <i>formerly 5 CSR 20-400.400</i>		48 MoReg 200		
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5 CSR 20-400.370	Division of Learning Services		47 MoReg 1425	48 MoReg 524	
5 CSR 20-400.400	Division of Learning Services <i>moved to 5 CSR 20-100.340</i>		48 MoReg 200		
5 CSR 20-400.440	Division of Learning Services		48 MoReg 574		
5 CSR 20-400.510	Division of Learning Services		48 MoReg 574		
5 CSR 20-400.520	Division of Learning Services		48 MoReg 578		
5 CSR 20-400.530	Division of Learning Services		48 MoReg 581		
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5 CSR 20-500.350	Division of Learning Services		48 MoReg 435		
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6 CSR 10-2.090	Commissioner of Higher Education		47 MoReg 1579R	48 MoReg 209R	
6 CSR 10-2.110	Commissioner of Higher Education		47 MoReg 1767R	This Issue R	
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6 CSR 10-4.030	Commissioner of Higher Education		48 MoReg 122R		
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6 CSR 250-1.010	University of Missouri		48 MoReg 122R		
6 CSR 250-1.020	University of Missouri		48 MoReg 123R		
6 CSR 250-2.010	University of Missouri		48 MoReg 123R		
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7 CSR 10-7.010	Missouri Highways and Transportation Commission		48 MoReg 123		
7 CSR 10-7.030	Missouri Highways and Transportation Commission		48 MoReg 124		
7 CSR 10-17.020	Missouri Highways and Transportation Commission		47 MoReg 1508	48 MoReg 656	
7 CSR 10-17.030	Missouri Highways and Transportation Commission		47 MoReg 1511	48 MoReg 657	
7 CSR 10-17.040	Missouri Highways and Transportation Commission		47 MoReg 1512	48 MoReg 657	
7 CSR 10-17.050	Missouri Highways and Transportation Commission		47 MoReg 1512	48 MoReg 657	
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7 CSR 60-1.020	Highway Safety and Traffic Division		47 MoReg 1516R	48 MoReg 658R	
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7 CSR 60-1.040	Highway Safety and Traffic Division		47 MoReg 1518R	48 MoReg 665R	
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7 CSR 60-1.050	Highway Safety and Traffic Division		47 MoReg 1519R	48 MoReg 665R	
7 CSR 60-1.060	Highway Safety and Traffic Division		47 MoReg 1519R	48 MoReg 666R	
7 CSR 60-1.070	Highway Safety and Traffic Division		47 MoReg 1520R	48 MoReg 666R	
7 CSR 60-1.080	Highway Safety and Traffic Division		47 MoReg 1520R	48 MoReg 666R	
7 CSR 60-1.090	Highway Safety and Traffic Division		47 MoReg 1520R	48 MoReg 666R	
7 CSR 60-1.100	Highway Safety and Traffic Division		47 MoReg 1520R	48 MoReg 666R	
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7 CSR 265-9.010	Motor Carrier and Railroad Safety		48 MoReg 125		
7 CSR 265-9.020	Motor Carrier and Railroad Safety		48 MoReg 125		
7 CSR 265-9.050	Motor Carrier and Railroad Safety		48 MoReg 126		
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7 CSR 265-9.110	Motor Carrier and Railroad Safety		48 MoReg 127		
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8 CSR 40-2.010	State Board of Mediation		48 MoReg 311		
8 CSR 40-2.100	State Board of Mediation		48 MoReg 312		
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9 CSR 45-2.015	Division of Developmental Disabilities		47 MoReg 1585	48 MoReg 525	
9 CSR 45-2.017	Division of Developmental Disabilities		47 MoReg 1587	48 MoReg 525	
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11 CSR 45-9.109	Missouri Gaming Commission		47 MoReg 1437	48 MoReg 322	
11 CSR 45-9.112	Missouri Gaming Commission		47 MoReg 1592		
11 CSR 45-9.123	Missouri Gaming Commission		48 MoReg 136		
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12 CSR 10-24.030	Director of Revenue		48 MoReg 439		
12 CSR 10-26.230	Director of Revenue		48 MoReg 440		
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12 CSR 10-41.010	Director of Revenue	47 MoReg 1703	47 MoReg 1712	This Issue	
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12 CSR 10-113.200	Director of Revenue		48 MoReg 314		
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13 CSR 35-71.095	Children's Division		48 MoReg 315		
13 CSR 40-37.010	Family Support Division		47 MoReg 1437R	48 MoReg 322R	
13 CSR 70-3.030	MO HealthNet Division		47 MoReg 1291	48 MoReg 210	
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13 CSR 70-3.230	MO HealthNet Division		48 MoReg 144		
13 CSR 70-8.010	MO HealthNet Division		47 MoReg 1298	48 MoReg 216	
13 CSR 70-20.042	MO HealthNet Division		47 MoReg 1437	47 MoReg 1786W	
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13 CSR 70-90.010	MO HealthNet Division		47 MoReg 1716		
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13 CSR 70-98.030	MO HealthNet Division		47 MoReg 1438	48 MoReg 323	
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16 CSR 50-1.010	The County Employees' Retirement Fund		47 MoReg 1677	48 MoReg 667	
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19 CSR 15-7.010	Division of Senior and Disability Services		48 MoReg 609		
19 CSR 15-7.021	Division of Senior and Disability Services		48 MoReg 611		
19 CSR 20-60.010	Division of Community and Public Health		47 MoReg 1521	48 MoReg 323	
19 CSR 25-30.021	Missouri State Public Health Laboratory	47 MoReg 1706	47 MoReg 1718		
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19 CSR 100-1.010	Division of Cannabis Regulation	48 MoReg 359	48 MoReg 449		
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19 CSR 100-1.100	Division of Cannabis Regulation	48 MoReg 403	48 MoReg 493		
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20 CSR 2030-5.110	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects	47 MoReg 1718	48 MoReg 667	
20 CSR 2030-5.120	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects	47 MoReg 1719	48 MoReg 667	
20 CSR 2030-5.130	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects	47 MoReg 1719	48 MoReg 667	
20 CSR 2030-6.015	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects	47 MoReg 1720	48 MoReg 668	
20 CSR 2030-14.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects	47 MoReg 1720	48 MoReg 668	
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12 CSR 10-26.231 Maximum Dealer Administrative Fees .....	48 MoReg 353 .....	Feb. 14, 2023	Aug. 12, 2023
12 CSR 10-41.010 Annual Adjusted Rate of Interest .....	47 MoReg 1703.....	Jan. 1, 2023	June 29, 2023
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13 CSR 70-10.030 Prospective Reimbursement Plan for Nonstate-Operated Facilities for ICF/IID Services .....	May 1, 2023 Issue	March 30, 2023	Sept. 25, 2023
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19 CSR 100-1.140	Transportation and Storage.....	48 MoReg 422 .....	Feb. 3, 2023.....	Aug. 1, 2023
19 CSR 100-1.150	Marijuana Waste Disposal .....	48 MoReg 423 .....	Feb. 3, 2023.....	Aug. 1, 2023
19 CSR 100-1.160	Cultivation Facility .....	48 MoReg 424 .....	Feb. 3, 2023.....	Aug. 1, 2023
19 CSR 100-1.170	Manufacturing Facilities .....	48 MoReg 425 .....	Feb. 3, 2023.....	Aug. 1, 2023
19 CSR 100-1.180	Dispensary Facility .....	48 MoReg 426 .....	Feb. 3, 2023.....	Aug. 1, 2023
19 CSR 100-1.190	Microbusinesses.....	48 MoReg 429 .....	Feb. 3, 2023.....	Aug. 1, 2023

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20 CSR 2110-2.133	Telehealth Dental Pilot Project in Medically Underserved Populations.....	48 MoReg 188 .....	Jan. 12, 2023.....	July 10, 2023
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20 CSR 2150-2.080	Physician Licensure Fees .....	48 MoReg 34 .....	Jan. 1, 2023.....	June 29, 2023
20 CSR 2150-7.200	Physician Assistant Licensure Fees.....	48 MoReg 37 .....	Jan. 1, 2023.....	June 29, 2023

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22 CSR 10-2.089	Pharmacy Employer Group Waiver Plan for Medicare Primary Members .....	47 MoReg 1706.....	Jan. 1, 2023.....	June 29, 2023
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The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo.

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<b>2023</b>			
23-02	Extends Executive Order 22-08, the State of Emergency, and waivers until February 28, 2023	January 24, 2023	48 MoReg 433
23-01	Orders the commencement of the Missourians Aging with Dignity Initiative, with directives to support all citizens as they age	January 19, 2023	48 MoReg 431
<b>2022</b>			
22-11	Extends Executive Order 22-08, the State of Emergency, and waivers until January 31, 2023	December 29, 2022	48 MoReg 193
22-10	Declares that the current State of Emergency shall permit certain vehicles be temporarily exempt from some hours of service requirements	December 21, 2022	48 MoReg 191
22-09	Declares a call and order into active service of the organized militia and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe winter storm systems	December 20, 2022	48 MoReg 189
22-08	Declares a State of Emergency and waives certain regulations to allow other registered entities to fill liquefied petroleum gas containers owned by Gygr-Gas	December 15, 2022	48 MoReg 117
22-07	Extends Executive Order 22-04 to address drought-response efforts until March 1, 2023	November 28, 2022	48 MoReg 39
22-06	Closes executive branch state offices for Friday, November 25, 2022	November 7, 2022	47 MoReg 1708
<b>Proclamation</b>	Convenes the One Hundred First General Assembly in the First Extraordinary Session of the Second Regular Session regarding extension of agricultural tax credits and to enact legislation amending Missouri income tax	August 22, 2022	47 MoReg 1420
22-05	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to severe storm systems	July 26, 2022	47 MoReg 1279
22-04	Declares a drought alert for 53 Missouri counties and orders the director of the Department of Natural Resources to activate and designate a chairperson for the Drought Assessment Committee	July 21, 2022	47 MoReg 1277
<b>Proclamation</b>	In accordance with <i>Dobbs</i> , Section 188.017, RSMo, is hereby effective as of the date of this order	June 24, 2022	47 MoReg 1075
22-03	Terminates the State of Emergency declared in Executive Order 22-02	February 7, 2022	47 MoReg 411
22-02	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe winter storm systems	February 1, 2022	47 MoReg 304
22-01	Establishes and Designates the Missouri Early Childhood State Advisory Council	January 7, 2022	47 MoReg 222

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